

STATE OF Florida
COUNTY OF Santa Rosa

AFFIDAVIT

Personally, came and appeared before me, the undersigned authority in and for the jurisdiction aforesaid, the within named, Barry Cowart, who after being by me first duly sworn, on oath deposed and said the following:

1. I have personal knowledge of the facts set forth herein.
2. I am an adult resident citizen of Santa Rosa County, Florida, and I am otherwise competent to testify about the matters contained herein.
3. On, or about, May 20, 2024, a speeding citation bearing number 25638 was issued to myself and my daughter, Aiana Cowart, by an Officer with the Hattiesburg Police Department (badge number P-36) which was approved by another person named Jarvis, regarding a speeding violation by a black Nissan Sentra, license plate number 89BACI. This vehicle is registered in both of our names. To be clear, the lone speeding citation contained both of our names for exactly the same violation. (A copy of the citation is attached hereto as Exhibit "1.")
4. This citation was sent to me via U.S. Mail, which I received on, or about, June 11, 2024.
5. The citation notified my daughter and I that we were to appear before the court on July 8, 2024. We believed that when we appeared we were going to be before an actual judge.
6. However, upon appearing for what we believed was going to be a hearing before the court, we were met with a representative of a private entity to resolve this citation. This representative referred to our meeting with the private entity as our arraignment for the violation identified in the citation.

Exhibit "B"

7. My daughter and I informed the representative that we wished to contest the citation and later received a notification of our true court date before the Hattiesburg Municipal Court, October 2, 2024.
8. On October 2, 2024, my daughter and I were present in the City of Hattiesburg Municipal Court where we were contesting the validity of the citation. During the hearing, the City Prosecutor reviewed the evidence then existing in his possession, and consulted with an Officer who was also present.
9. After reviewing the evidence and speaking with the Officer, the City Prosecutor agreed to dismiss the case against my daughter and I, along with approximately 33 other cases of the same nature, *because the City was incapable of positively identifying the driver(s) of the vehicle(s) at the time of the speeding violation(s).*

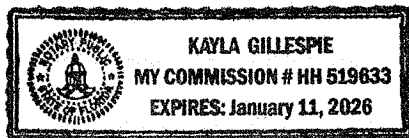
Further Affiant sayeth not.

This the 2nd day of APRIL, 2025


Barry Cowart

STATE OF Florida
COUNTY OF Santa Rosa

On this day, Barry Cowart, came before me, stating on oath and under penalties of perjury that the facts in the foregoing Affidavit are true and correct. Sworn and subscribed before me, a Notary Public, on this the 2 day of Apr, 2025.




NOTARY PUBLIC

My Commission Expires: Jan 11th. 2026

VISIT the website or SCAN the QR CODE with your mobile device to access citation information.

STATE OF MISSISSIPPI - UNIFORM TRAFFIC TICKET									
IN THE COURT DESIGNATED BELOW, THE AFFIANT HEREIN, BEING DULY SWORN, UPON OATH DOES DEPOSE AND SAY AT THE FOLLOWING LOCATION, TIME AND DATE									
COUNTY OF: FORREST		AGENCY CODE: 1801		NINE DIGIT TICKET NUMBER: 000025638					
JUDICIAL DISTRICT: <input checked="" type="checkbox"/> 1 <input type="checkbox"/> 2									
LOCATION OF VIOLATION: S 22ND AVE 2108 HARDY ST Woodley				AT NEAR:		HWY:			
DAY: MON	DATE: 05/20/2024	TIME: 15:05	ACCIDENT: <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO		DISTRICT: 12	PRECTNCT:			
DEFENDANT (FIRST NAME): BARRY LEE COWART		MIDDLE NAME: AIANA DELILA COWART		LAST NAME:					
LICENSE ADDRESS: 5361 SARATOGA AVE									
CITY: MILTON		STATE: FL		ZIP CODE: 32570					
DRIVER'S LICENSE NUMBER:		CLASS:	STATE:	SEX:	RACE:	DATE OF BIRTH:			
VEHICLE LICENSE NUMBER: 89BACI		STATE: FL	YEAR:	MAKE: NISSAN	MODEL: NISSAN_SENTRA	TYPE:			
Defendant's current address:									
Defendant's current telephone number:									
THAT THE ABOVE NAMED DEFENDANT, WHILE OPERATING THE FOREMENTIONED MOTOR VEHICLE, DID WILLFULLY AND UNLAWFULLY COMMIT THE OFFENSE OF: (Check Only One Offense Each Ticket)									
Speed: 30 Zone: 15		<input type="checkbox"/> F02 Child Restraint Violation <input type="checkbox"/> F04 Seatbelt Violation <input type="checkbox"/> B51 No Drivers License (Expired) <input type="checkbox"/> B55 No Motor Vehicle Inspection (Expired) <input type="checkbox"/> B53 Expired Tag <input type="checkbox"/> B26 Driving While License Suspended (Under Implied Consent Law) <input type="checkbox"/> M84 Reckless Driving <input type="checkbox"/> M81 Careless Driving <input type="checkbox"/> N50 Improper Turn <input type="checkbox"/> D36 No Proof Of Liability Insurance							
<input checked="" type="checkbox"/> 892 Speeding <input type="checkbox"/> M14 Disregard For Traffic Device <input type="checkbox"/> N70 Driving Wrong Side Road <input type="checkbox"/> B26 Driving While License Suspended <input type="checkbox"/> M34 Following Too Closely <input type="checkbox"/> M70 Improper Passing <input type="checkbox"/> N01 Failure To Yield Right Of Way <input type="checkbox"/> Other Violation - (Code Section)									
Explanation:									
<input type="checkbox"/> Check Only If Driver License Is Deposited In Lieu Of Bond Or Other Security <input type="checkbox"/> Violation Pursuant To Commercial Driver's License Law <input type="checkbox"/> Required Placard Under Hazardous Materials Transportation Act									
AGAINST THE PEACE AND DIGNITY OF THE STATE OF MISSISSIPPI									
AFFIANT OFFICER'S SIGNATURE		Officer Signature on File			UNIT BADGE # P-36				
SWORN TO BEFORE ME THIS THE		DAY OF			20				
		CLERK							
You are hereby notified to appear before the Court (JUSTICE MUNICIPAL) to answer the charge on the 08 day of Jul 20 24 at 01:00 at the Court's Physical Address 701 James Street Hattiesburg MS 39401									
Court's Mailing Address									
Court's Telephone Number									
<small>(This copy must be filed with the Court or Court Clerk)</small> CASE PAGE DOCKET									



Location: S 22ND AVE **Make:** NISSAN
Date/Time: 05/20/2024 3:05 pm **Plate Number:** 89BACI
Posted Speed: 15 MPH **Vehicle Speed:** 30 MPH
Badge #: P-36 **Approver:** JARVIS

THREE OPTIONS TO ADDRESS THIS CITATION:

1. Complete a diversion program by paying a reduced fee of \$230 and watching a short video online at www.CourtPayOnline.com. By completing the diversion program and paying the reduced fee, this ticket will not go on your driving record.
2. Contest this citation by visiting www.CourtPayOnline.com or calling (855) 910-1558.
3. Pay the citation in full. By doing so, this ticket will go on your driving record. You may instead choose the diversion program mentioned above.

NOTICE TO VIOLATOR

The original of this ticket is an affidavit and the charge noted on the face of such is officially lodged with the court when the issuing officer files same with the court.

This ticket may be disposed of by mail or personal appearance on or before the appearance date as noted. However, you have a right to a trial if you so desire.

State statutes permit persons charged with an offense against traffic laws of this state in most cases, to deposit the driver's license with the arresting officer or court in lieu of any other security to ensure said persons appearance in court wherein such charges are filed. If you elect to deposit the license as provided, and if the block is checked indicating the driver's license is deposited, this ticket will serve as a valid driver's license, but in no case shall it be in force and effect for a period of more than thirty (30) days from the date of the issuance of this ticket. Failure to appear or contact the court by the date specified will result in the suspension of the license deposited. Making application for a duplicate license during the period when the original license is posted for an appearance may result in an additional misdemeanor charge.

State law does permit persons charged with traffic violations, in most cases, to dispose of such charge by mail or personal appearance on or before the appearance date as noted on the ticket. If you pay your fine in advance it shall constitute a waiver of further charges, arraignment and trial or if you post cash bail bond and default on your appearance and the court so elects to forfeit the bond in payment of the judgement rendered, such action shall be tantamount to entry of a plea of nolo contendere by you on the charges made against you and the court may convict you of the offense stated on the ticket without further appearance by you. If you desire to dispose of this ticket by mail, contact the Municipal Court Clerk or the Justice Court Clerk noted on the front side, referring to the ticket's number, your name as it appears on the ticket address, etc., and inquire as to the amount of fine which may be assessed. Be sure to give your correct address and zip code so that you may be notified promptly of the fine required.

Exhibit "1"



Hattiesburg Police Department
701 James Street
Hattiesburg, MS 39401

CITATION ENCLOSED

BARRY LEE COWART AIANA DELILA COWART
5361 SARATOGA AVE
MILTON, FL 32570

NOTICE OF SPEED

Your vehicle was photographed speeding in a school zone by an on-scene Hattiesburg Police Department officer in violation of Hattiesburg ordinance 2721 & 1058.

Participation in the diversion program is deemed an admission of guilt and waiver of your right to appeal. Failure to deal with this citation may result in this being forwarded to a collections company, which could result in additional penalties.

QUESTIONS?

If you have questions concerning this violation, view the FAQ online at www.CourtPayOnline.com or call (855) 910-1558.

THREE OPTIONS TO ADDRESS THIS CITATION:

1. Complete a diversion program by paying a reduced fee of \$230 and watching a short video online at www.CourtPayOnline.com. By completing the diversion program and paying the reduced fee, this ticket will not go on your driving record.
2. Contest this citation by visiting www.CourtPayOnline.com or calling (855) 910-1558 to schedule your date to appear in court.
3. Pay the citation in full. By doing so, this ticket will go on your driving record. You may instead choose the diversion program mentioned above.

If you have questions about this citation, call (855) 910-1558 or visit www.CourtPayOnline.com.



SECURELY PAY OR VIEW ONLINE



VIOLATION AMOUNT: \$ 230.00 DUE DATE: 06/27/2024

CITATION #: HAT25638 ACCESS PIN#: 412710

Pay your violation by credit card, e-Check or clip and mail check or money order made out to **IS-CITY OF HATTIESBURG** with bottom section:

www.CourtPayOnline.com

SCAN & PAY



IS-CITY OF HATTIESBURG
PO BOX 1977
RIDGELAND, MS 39158